GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR&RD Department - Allegations of irregularities in making of payments to suppliers / Agencies who are supplied the material under MGNREGS works in Budanampally Grampanchayat of Mudigubba Mandal, Ananthapur District - Disciplinary proceedings against Sri C.Narayana Swamy, the then Panchayat Secretary (u/s), Budanampally Grampanchayat, Mudigubba Mandal, Ananthapur District - Disciplinary proceedings against Sri C.Narayana Swamy, the then Panchayat Secretary under Rule 20 of the A.P. Civil Services (CC&A) Rules, 1991 – Article of Charges - Issued.

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PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.IV) DEPARTMENT

G.O.Rt.No. 952 Dated: 12/12/2022

Read :

G.O.Ms.No. , PR&RD (Vig.IV) Department, Dt: .12.2022.

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ORDER:

It is proposed to hold an inquiry against Sri C.Narayana Swamy, the then Panchayat Secretary (u/s), Budanampally Grampanchayat, Mudigubba Mandal, Ananthapur District in accordance with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I and II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure III and IV).

3. Sri C.Narayana Swamy, the then Panchayat Secretary (u/s), Budanampally Grampanchayat, Mudigubba Mandal, Ananthapur District, is directed to submit a Written statement of his defence within 10 days of the receipt of this order.

4. Sri C.Narayana Swamy, the then Panchayat Secretary (u/s), Budanampally Grampanchayat, Mudigubba Mandal, Ananthapur District, is informed that an inquiry will be held only in respect of those articles of

charge as are not admitted. He, should, therefore, specifically admit or deny each article of charge.

5. Sri C.Narayana Swamy, the then Panchayat Secretary (u/s), Budanampally Grampanchayat, Mudigubba Mandal, Ananthapur District, is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex parte.

6. Sri C.Narayana Swamy, the then Panchayat Secretary (u/s), Budanampally Grampanchayat, Mudigubba Mandal, Ananthapur District, is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of the order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Gopal Krishna Dwivedi
Principal Secretary To Government

To
Sri C.Narayana Swamy, the then Panchayat Secretary (u/s), Budanampally Grampanchayat, Mudigubba Mandal, Ananthapur District (w.e). through Commissioner, Panchayat Raj & Rural Development, Tadepalli, Guntur (Dt).
The Commissioner, Panchayat Raj & Rural Development, Tadepalli, Guntur (Dt). (with a request to serve the charges to the individual and furnish a served copy to Govt.,)

SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER

Annexure-I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI C.NARAYANA SWAMY, THE THEN PANCHAYAT SECRETARY (U/S), BUDANAMPALLY GRAMPANCHAYAT, MUDIGUBBA MANDAL, ANANTHAPUR DISTRICT

CHARGE:

That the said Sri C.Narayanaswamy, the then Panchayat Secretary (u/s), Budanampally grampanchayat of Mudigubba mandal, Anantapur District has not obeyed the Orders of the Govt. and High Court issued in WP No 21288/2021, DT:24-09-2021 though the Govt have released Rs.26,76,853/- to Budanampally grampanchayat of Mudigubba Mandal and the Panchayat Secretary has failed to make payments towards MGNREGs Scheme works to Suppliers/Agencies within stipulated time and wilfully deliberately disobeyed the orders of the Hon'ble High Court of Andhra Pradesh.

Thus, with the above mentioned acts, he has violated the above orders of Hon'ble High Court and failed to discharge his duties, exhibited lack of integrity, now shown devotion to duty and exhibited conduct unbecoming of a Government Servant and thereby contravened Rules 3 (1) and 3 (2) of APCS (Conduct) Rules, 1964.

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOR IN SUPPORT OF THE ARTICLE OF CHARGES FRAMED AGAINST SRI C.NARAYANA SWAMY, THE THEN PANCHAYAT SECRETARY (U/S), BUDANAMPALLY GRAMPANCHAYAT, MUDIGUBBA MANDAL, ANANTHAPUR DISTRICT

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The Commissioner Panchayat Raj and Rural Development, Tadepalli, Guntur has issued instructions in the Memo.No.PRRD5-12026/14/2021-EGS-CCT-CORD-part(2) Dt:31-07-2021 stating that CFMS bills have been processed for payments which are involved in the Writ petitions and further requested to take immediate action to direct the Grampanchayats /EE Officers under their control to make payments to the beneficiaries by 03-08-2021 from the Bank Account of the GPs/EEs.

As per the instructions of the Commissioner Panchayat Raj and Rural Development, Tadepalli Guntur, the District Panchayat Officer Anantapuramu has issued Instructions vide Memo.No.PRRD5-12026/14/2021-EGS-ACCT-CORD part(2} and vide Circular Roc.No.910-2021- B3 (Pts) Dt:23-08-2021, 07-09-2021 and directed all the Sarpanchas, Panchayat Secretaries, Extension Officers (PR&RD), Mandal Parishad Development Officers, Divsional Panchcyat Officers in the District to make the payments to agencies/suppliers, who supplied the material under MGNREGS Works immediately.

Govt have released the amount to MGNREGS Works and communicated the details of Work IDs also. The Commissioner Panchayat Raj and Rural Development, Tadepalli Guntur, vide Lr.No.PRR05-12-26/14/2021-EGS-ACCT-CORD-Part(2)(1456911), Dt:08-09-2021 has released an amount Rs.26,76,853/- to Budanampally Grampanchayat and instead the same to Budanampally Grampamchayat GP account with instructions to make payments to Suppliers/ Agencies of Budanampally GP and directed to follow the Govt. instructions and to implement the Hon'ble court orders.

Though the Govt released amount to Budanampally Grampanchayat to make payments to Suppliers/Agencies of concerned, Sri C.Narayanaswamy, the then Panchayat Secretary, Budanampally grampanchayat of Mudigubba mandal (u/s) Anantapur District has failed to make the payment of Rs.26,76,853/- to Suppliers/Agencies and disobeyed the Orders of the Hon'ble High Court and the Govt issued time to time.

Thus, he has failed to discharge the legitimate duties and violated the Orders of the Hon'ble High Court dated.24.09.2021 in WP No.21288/2021, resulting in filing contempt case 1830/2021 by the petitioner, which shows his disobedience of the orders and gross negligence on his legitimate duties resulting in filing of Contempt Case No.1830/2021 by the petitioner.

Hence the Charge.

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES IS PROPOSED TO BE SUSTAINED AGAINST SRI C.NARAYANA SWAMY, THE THEN PANCHAYAT SECRETARY (U/S), BUDANAMPALLY GRAMPANCHAYAT, MUDIGUBBA MANDAL, ANANTHAPUR DISTRICT

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1. Orders Dt:-24.09.2021 of the Hon'ble High Court of Andhra Pradesh issued in WPNO.21288/2021
2. Orders Dt:-23.10.2021of the Hon'ble High Court of Andhra Pradesh issued in CCNO.1830/2021 in WPNO.21288/2021.
3. Circular Roc.No.910-2021- 83 (Pts) Dt:23-08-2021, 07-09-2021 of the District Panchayat Officer Anantapuramu.
4. Circular Roc.No.910-2021- 83 (Pts) Dt: 14-09-2021 of the District Collector, Anantapuramu.
5. Lr.Roc.No:910-2021-83(Pts) Dt.05-11-2021 of the District Panchayat Officer, Anantapuramu.

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGES IS PROPOSED TO BE SUSTAINED AGAINST SRI C.NARAYANA SWAMY, THE THEN PANCHAYAT SECRETARY (U/S), BUDANAMPALLY GRAMPANCHAYAT, MUDIGUBBA MANDAL, ANANTHAPUR DISTRICT

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-Nil-

Gopal Krishna Dwivedi
Principal Secretary To Government